

PATENT COOPERATION TREATY

Rec'd PCT/PTC 23 FEB 2005

From the INTERNATIONAL SEARCHING AUTHORITY

PCT

U.S. 50

To:

Amersham Biosciences AB
Patent Department
Björkgatan 30
751 84 Uppsala

DATE:		
ABILITIES:	RP ✓	JH/HSC ✓
PAT. OFF:	AK ✓	
ON DB		
CASE NO:	PU 0265 - PCT	

NOTIFICATION OF TRANSMITTAL OF
THE INTERNATIONAL SEARCH REPORT
OR THE DECLARATION

(PCT Rule 44.1)

Date of mailing
(day/month/year)

16-09-2003

Applicant's or agent's file reference

PU0265

FOR FURTHER ACTION See paragraphs 1 and 4 below

International application No.

PCT/SE03/01016

International filing date
(day/month/year)

17-06-2003

Applicant

Amersham Biosciences AB
et al

1. ☒ The applicant is hereby notified that the international search report has been established and is transmitted herewith.

Filing of amendments and statement under Article 19:

The applicant is entitled, if he so wishes, to amend the claims of the international application (see Rule 46):

When? The time limit for filing such amendments is normally 2 months from the date of transmittal of the international search report: however, for more details, see the notes on the accompanying sheet.

Where? To the International Bureau of WIPO
34, chemin des Colombettes
1211 Geneva 20, Switzerland
Facsimile No.: (41-22) 740.14.35

For more detailed instructions, see notes on the accompanying sheet.

2. ☐ The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect is transmitted herewith.

3. ☐ With regard to the protest against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:

☐ the protest together with the decision thereon has been transmitted to the International Bureau together with the applicant's request to forward the texts of both the protest and the decision thereon to the designated Offices.

☐ no decision has been made yet on the protest: the applicant will be notified as soon as a decision is made.

4. Further action(s): The applicant is reminded of the following:

Shortly after 18 months from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau as provided in Rules 90bis.1 and 90bis.3, respectively, before the completion of the technical preparations for international publication.

Within 19 months from the priority date, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase until 30 months from the priority date (in some Offices even later).

Within 20 months from the priority date, the applicant must perform the prescribed acts for entry into the national phase before all designated Offices which have not been elected within 19 months from the priority date or could not be elected because they are not bound by Chapter II.

Name and mailing address of the ISA/

Patent- och registreringsverket
Box 5055
S-102 42 STOCKHOLM
Facsimile No. 08-667 72 88

Telex
17978
PATOREG-S

Authorized officer

STAFFAN RENNERMALM

Telephone No. 08-782 25 00

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference PU0265	FOR FURTHER ACTION see Notification of Transmittal of International Search Report (Form PCT/ISA/220) as well as, where applicable, item 5 below.	
International application No. PCT/SE 03/01016	International filing date (day/month/year) 17 June 2003	(Earliest) Priority Date (day/month/year) 27 August 2002
Applicant Amersham Biosciences AB et al		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 5 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ the international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

b. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international search was carried out on the basis of the sequence listing:

☐ contained in the international application in written form.

☐ filed together with the international application in computer readable form.

☐ furnished subsequently to this Authority in written form.

☐ furnished subsequently to this Authority in computer readable form.

☐ the statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.

☐ the statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

2. ☒ Certain claims were found unsearchable (See Box I).

3. ☐ Unity of invention is lacking (See Box II).

4. With regard to the title,

☒ the text is approved as submitted by the applicant.

☐ the text has been established by this Authority to read as follows:

5. With regard to the abstract,

☒ the text is approved as submitted by the applicant.

☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box III. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. The figure of the drawings to be published with the abstract is Figure No. 1

☒ as suggested by the applicant.

☐ because the applicant failed to suggest a figure.

☐ because this figure better characterizes the invention.

☐ None of the figures.

INTERNATIONAL SEARCH REPORT

International application No.
PCT/SE03/01016**Box I** Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☒ Claims Nos.:
because they relate to subject matter not required to be searched by this Authority, namely:
2. ☒ Claims Nos.: **11-13 (partially)**
because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:
see extra sheet
3. ☐ Claims Nos.:
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.:
4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
☐ No protest accompanied the payment of additional search fees.

Claims 11-13 relates to compositions comprising a first and a second polymer each having particular properties, namely, the first polymer should exhibit inverse solubility characteristics below about 60 degrees C, the second should be immiscible in the first. The claims cover all compositions having such polymers, whereas the description supports only a limited number of compositions. It is considered impossible to compare the parameters of the claim with known compositions. These parameters are considered to render the scope of the claim unclear, see PCT art 5 and 6. A meaningful search of the whole claimed scope is impossible. The search has been limited to compositions explicitly used, mainly compositions comprising ethylene oxide and propylene oxide copolymers.

INTERNATIONAL SEARCH REPORT

International application No.

PCT/SE 03/01016

A. CLASSIFICATION OF SUBJECT MATTER

IPC7: C12N 15/10

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC7: C12N

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

SE,DK,FI,NO classes as above

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 9811140 A1 (PHARMACIA & UPJOHN AB), 19 March 1998 (19.03.98), page 14, line 6 - page 11, claims 6, 11 & 12	11-13
A	--	1-10,14-21
X	Journal of Chromatography A, Volume 864, 1999, Josefine Persson et al: "Purification of protein and recycling of polymers in a new aqueous two-phase system using two thermoseparating polymers", page 31 - page 48, figure 4	11-13
A	--	1-10,14-21

☒ Further documents are listed in the continuation of Box C.☒ See patent family annex.

* Special categories of cited documents:

"A" document defining the general state of the art which is not considered to be of particular relevance

"E" earlier application or patent but published on or after the international filing date

"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)

"O" document referring to an oral disclosure, use, exhibition or other means

"P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X" document of particular relevance: the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

"Y" document of particular relevance: the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art

"&" document member of the same patent family

Date of the actual completion of the international search

Date of mailing of the international search report

12 Sept 2003

16 -09- 2003

Name and mailing address of the ISA/

Swedish Patent Office

Box 5055, S-102 42 STOCKHOLM

Facsimile No. +46 8 666 02 86

Authorized officer

Terese Persson/Eö

Telephone No. +46 8 782 25 00

INTERNATIONAL SEARCH REPORT

International application No.

PCT/SE 03/01016

C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	<p>International Symposium on Separations for Biotechnology Reading : Separations for biotechnology 3. Cambridge : Royal Society of Chemistry, 1994, Folke Tjerneld et al: "Utilization of Temperature-induced Phase Separation for Purification of Biomolecules", page 505 - page 511</p> <p style="text-align: center;">--</p>	1-21
A	<p>Biotechnology and Bioengineering, Volume 78, no. 4, 20 May 2002, S.C. Ribeiro et al: "Isolation of Plasmid DNA from Cell Lysates by Aqueous Two-Phase Systems", page 376 - page 384</p> <p style="text-align: center;">-- -----</p>	1-21

INTERNATIONAL SEARCH REPORT
Information on patent family members

26/07/03

International application No.

PCT/SE 03/01016

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
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WO	9811140 A1	19/03/98	AU 4142997 A 02/04/98
			EP 0942935 A 22/09/99
			JP 2000513945 T 24/10/00
			SE 9603303 D 00/00/00
			US 6559284 B 06/05/03
